

#826
7/25/08UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In the Matter of

BEST PAYPHONES, INC.,

Debtor,

Case No. 01-B-15472 (SMB)
Chapter 11

X

**DESIGNATION OF RECORD AND STATEMENT OF ISSUES PRESENTED ON
APPEAL OF THE DEBTOR BEST PAYPHONES, INC. TO THE UNITED STATES
DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK FROM A
FINAL JUDGMENT OF THE BANKRUPTCY COURT OF THE SOUTHERN
DISTRICT OF NEW YORK**

The Debtor, Best Payphone's Inc. ("Best"), by its undersigned attorneys, pursuant to Rule 8006 of the Federal Rules of Bankruptcy Procedure and Rule 8007-1 of the Local Bankruptcy Rules, hereby designates the record and issues presented on appeal to the United States District Court for the Southern District of New York from the Bankruptcy Court's Final Judgment entered on the 20th day of March 2008, allowing the disputed claims of Manhattan Telecommunications Corporation ("MetTel") and from all interlocutory and post-judgment orders related to said Final Judgment.

Statement of Issues Presented on Appeal

1. Whether the Bankruptcy Court committed reversible error when it allowed MetTel's claim for lost profits.
2. Whether the Bankruptcy Court committed reversible error in holding that the December 8, 2000 contract (the "2000 Natelco Agreement") between Best and North American Telecommunications Corporation ("Natelco") was properly assigned to MetTel.
3. Whether the Bankruptcy Court committed reversible error when it determined that the 2000 Natelco Agreement could be assigned to MetTel without Best's authorization in

accordance with the regulations of the Federal Communication Commission ("FCC") and the New York Public Service Commission ("NYPSC") regulations.

4. Whether the Bankruptcy Court committed reversible error in holding that the November 18, 1998 contract between Best and Natelco (the "1998 Natelco Agreement") was properly assigned to MetTel.

5. Whether the Bankruptcy Court committed reversible error in its determinations and holdings regarding the interest due to Best on its deposit under the 2000 Natelco Agreement.

6. Whether the Bankruptcy Court committed reversible error in its determinations and holdings regarding the interest and late charges owed by Best under the 2000 Natelco Agreement.

7. Whether the Bankruptcy Court committed reversible error in its dismissal of Best's claims for a Setoff based upon Best's entitlement to a reduction of the rates charged under the 2000 Natelco Agreement as not ripe.

8. Whether the Bankruptcy Court committed reversible error in holding that MetTel had rendered an enforceable account stated with respect to the 1998 Natelco Agreement.

9. Whether the Bankruptcy Court committed reversible error in not holding that MetTel committed an anticipatory breach/repudiation of the 2000 Natelco Agreement.

10. Whether the Bankruptcy Court committed reversible error in not holding that Best had no further obligations under the 2000 Natelco Agreement upon MetTel's anticipatory breach/repudiation.

11. Whether the Bankruptcy Court committed reversible error in holding that Best had an obligation to give notice and an opportunity to cure under the 2000 Natelco Agreement after MetTel's anticipatory breach/repudiation.

12. Whether the Bankruptcy Court committed reversible error in not finding that MetTel's anticipatory breach/repudiation was an unequivocal intention not to perform under the Natelco Agreement.

13. Whether the Bankruptcy Court committed reversible error in not holding that MetTel was equitably estopped from requiring Best to comply with the notice and cure provisions of the 2000 Natelco Agreement.

14. Whether the Bankruptcy Court committed reversible error in holding that damages for lost profits were fairly within the contemplation of Best and Natelco when they entered into the 2000 Natelco Agreement.

15. Whether the Bankruptcy Court committed reversible error in finding that damages for lost profits were fairly within the contemplation of Best and Natelco when they entered into the 2000 Natelco Agreement where the 2000 Natelco Agreement contained an express limitation on damages.

16. Whether the Bankruptcy Court committed reversible error in not holding that Best was entitled to terminate the 2000 Natelco Agreement pursuant to the express language of that agreement which provided that Best could terminate the 2000 Natelco Agreement based upon a material and adverse change in the terms of or rates for services.

17. Whether the Bankruptcy Court committed reversible error in not holding that the assignment of the 2000 Natelco Agreement to MetTel amounted to illegal "slamming" under Section 258 of the Telecommunications Act of 1996 and under New York Public Service Law.

18. Whether the Bankruptcy Court committed reversible error by not finding that the assignment of the 2000 Natelco Agreement to MetTel violated federal, state and local regulatory laws.

19. Whether the Bankruptcy Court committed reversible error in not holding that the FCC's approval of a limited waiver of customer authorization (the "FCC Order") gave Best a right to terminate the 2000 Natelco Agreement.

20. Whether the Bankruptcy Court committed reversible error in not holding that the NYPSC's approval of a limited waiver of customer authorization (the "NYPSC Order") gave Best a right to terminate the 2000 Natelco Agreement.

21. Whether the Bankruptcy Court committed reversible error in not finding that MetTel's claim for lost profits was speculative and that therefore loss profits were not recoverable.

22. Whether the Bankruptcy Court committed reversible error in not holding that MetTel was equitably estopped from making a claim for lost profits.

23. Whether the Bankruptcy Court committed reversible error in accepting MetTel's calculations of its alleged lost profits.

24. Whether the Bankruptcy Court committed reversible error in denying Best's previous motions for summary judgment.

25. Whether the Bankruptcy Court committed reversible error in granting, in whole or in part, MetTel's previous motions for summary judgment.

26. Whether the Bankruptcy Court committed reversible error in not holding that MetTel should be estopped from demanding more than \$84,000 in lost profits.

27. Whether the Bankruptcy Court committed reversible error in denying Best's motion for reargument in its July 3, 2008 decision and order.

28. All issues identified in the Statement of Issues on Appeal filed by Best on June 8, 2007 (Docket No. 659), which is incorporated herein by reference and which is attached hereto

as Exhibit A.

Designation of Items to Be Included in the Record on Appeal

The Debtor-Appellant designates the following documents to be included in the Record on Appeal:

1. The transcripts of the trial on December 4, December 13 and December 14, 2006;
2. The Exhibits that were prepared by the Debtor and admitted at the trial on December 4, December 13 and December 14, 2006. **Exhibit A**, offered by debtor and accepted into evidence during the trial on December 13, 2006 is too voluminous to be filed on the CM/ECF system and will be maintained in the custody of the undersigned, who shall permit its inspection by any party and shall ensure the transportation of said document to the appellate court in accordance with Local Bankruptcy Rule 8007-1(b).
3. The Exhibits that were prepared by the Claimant MetTel and admitted at the trial on December 4, December 13 and December 14, 2006.
4. The following documents, including any exhibits specifically referenced in the docket text, previously filed in the Debtor's bankruptcy case:

<u>Docket Date</u>	<u>Docket No.</u>	<u>Docket Text</u>
7/11/2002	81	Chapter 11 Plan filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Frankel, Mark) (Entered: 07/11/2002)
7/11/2002	82	Disclosure Statement filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A: Plan# <u>2</u> Exhibit B - Operating Report)(Frankel, Mark) (Entered: 07/11/2002)
07/31/2002	87	Motion to Expunge Claims /Debtor's Objection to Claim filed by Manhattan Telecommunications Corporation filed by Mayne Miller on behalf of Best Payphones, Inc. with hearing to be held on 9/4/2002 at 10:00 AM at Courtroom 723(SMB) (Gadson, Carol) (Entered: 08/01/2002)

08/02/2002	88	Objection to Claims with hearing to be held on 9/4/2002 at 10:00 AM at Courtroom 723(SMB) filed by Mayne Miller on behalf of Best Payphones, Inc.. (Attachments: # 1 Exhibit Nassau Co. Complaint# 2 Exhibit Deposit Check# 3 Exhibit Second NY Co. Action: Pleadings# 4 Exhibit Letter from Creditor# 5 Exhibit Further exhibits)(Miller, Mayne) (Entered: 08/02/2002)
08/13/2002	92	Objection <i>By Michael Chaite To Disclosure Statement Of Manhattan Telecommunications Corporation</i> (related document(s) 82) filed by Larry Ivan Glick on behalf of Michael Chaite. with hearing to be held on 8/20/2002 at 10:00 AM at Courtroom 723(SMB) (Glick, Larry) (Entered: 08/13/2002)
08/19/2002	104	Joint Chapter 11 Plan <i>Proposed By Best Payphones, Inc., Debtor and Debtor-In-Possession, and Michael Chaite, Dated August 19, 2002</i> filed by Larry Ivan Glick on behalf of Michael Chaite. (Glick, Larry) (Entered: 08/19/2002)
08/19/2002	105	Disclosure Statement <i>For Plan of Reorganization Jointly Proposed By Best Payphones, Inc., Debtor and Debtor-In-Possession, and Michael Chaite</i> (related document(s) 104) filed by Larry Ivan Glick on behalf of Michael Chaite. (Glick, Larry) (Entered: 08/19/2002)
08/23/2002	110	Objection to Disclosure Statement (<i>Corrected version</i>) (related document(s) 97) filed by Mayne Miller on behalf of Best Payphones, Inc. (Miller, Mayne) (Entered: 08/23/2002)
08/26/2002	115	Response <i>/Letter to the Honorable Stuart M. Bernstein regarding the hearing on the Disclosure Statement of Manhattan Communications Corp.</i> (related document(s) 106) filed by Mayne Miller on behalf of Best Payphones, Inc.. (Gadson, Carol) (Entered: 09/05/2002)
08/28/2002	112	Objection <i>to Debtor's Disclosure Statement</i> (related document(s) 104 , 105) filed by Paul Kenan Schwartzberg on behalf of Carolyn S. Schwartz. (Schwartzberg, Paul) (Entered: 08/28/2002)
08/30/2002	113	Letter <i>in Response to Debtor's Confidentiality Demand</i> filed by Mark A. Frankel on behalf of Best Payphones, Inc.. (Frankel, Mark) (Entered: 08/30/2002)
09/06/2002	117	Objection to Disclosure Statement <i>Objection By Michael Chaite To Amended Disclosure Statement Of Manhattan Telecommunications Corporation</i> filed by Larry Ivan Glick on behalf of Michael Chaite. (Glick, Larry) (Entered: 09/06/2002)
09/06/2002	119	Objection <i>to Debtor's Disclosure Statement</i> filed by

		Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Frankel, Mark) (Entered: 09/06/2002)
09/09/2002	122	Memorandum of Law <i>in Support of Objection</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Declaration in Support of Objection# 2 Exhibit A# 3 Exhibit B# 4 Exhibit C# 5 Exhibit D# 6 Exhibit E# 7 Exhibit F# 8 Exhibit G# 9 Exhibit H# 10 Exhibit I# 11 Exhibit J# 12 Exhibit K# 13 Exhibit L# 14 Exhibit M# 15 Exhibit N) (Jacobs, Fran) (Entered: 09/09/2002)
09/09/2002	124	Amended Disclosure Statement <i>For Amended Plan Jointly Proposed By Best Payphones, Inc. And Michael Chaite</i> (related document(s) 105) filed by Larry Ivan Glick on behalf of Michael Chaite. with hearing to be held on 9/12/2002 (check with court for location) (Glick, Larry) (Entered: 09/09/2002)
09/09/2002	125	Amended Plan <i>Jointly Proposed By Best Payphones, Inc. And Michael Chaite, Dated September 9, 2002</i> (related document(s) 104) filed by Larry Ivan Glick on behalf of Michael Chaite. (Glick, Larry) (Entered: 09/09/2002)
09/10/2002	126	Amended Plan filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Frankel, Mark) (Entered: 09/10/2002)
09/10/2002	128	Second Amended Disclosure Statement filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Exhibit B - Operating Report)(Frankel, Mark) (Entered: 09/10/2002)
09/10/2002	129	Second Amended Disclosure Statement <i>Redlined to show changes from original disclosure statement</i> filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Frankel, Mark) (Entered: 09/10/2002)
09/10/2002	137	Objection to Disclosure Statement <i>Amended Disclosure Statement filed by Manhattan Telecommunications Corporation</i> (related document(s) 129) filed by Charles H. Ryans. (Gadson, Carol) (Entered: 09/19/2002)
09/20/2002	138	Order signed on 9/20/2002 Concerning Summary Judgment Motion. ORDERED, that the Memorandum of Law and declaration of David Aronow shall be deemed to have been submitted by MetTel in support of a Motion for Summary Judgment (related document(s) 122). A hearing on MetTel's Motion for Summary Judgment shall be held on 10/31/2002 at 10:00 AM at Courtroom 723(SMB). (Gadson, Carol)

		(Entered: 09/20/2002)
09/20/2002	139	Second Amended Plan of Reorganization Jointly Proposed By Best Payphones, Inc. And Michael Chaite filed by Larry Ivan Glick on behalf of Michael Chaite. (Glick, Larry) (Entered: 09/20/2002)
09/20/2002	140	Second Amended Disclosure Statement For Second Amended Plan Of Reorganization Jointly Proposed By Best Payphones, Inc. And Michael Chaite (related document(s)139) filed by Larry Ivan Glick on behalf of Michael Chaite. (Attachments: # <u>1</u> Exhibit B - July 2002 Operating Report# <u>2</u> Exhibit C - Schedule of Sources and Uses# <u>3</u> Exhibit D - Projection January 2003# <u>4</u> Exhibit D - Projection February 2003# <u>5</u> Exhibit D - Projection March 2003# <u>6</u> Exhibit D - Projection April 2003# <u>7</u> Exhibit Projection May 2003# <u>8</u> Exhibit D - Projection June 2003# <u>9</u> Exhibit D - Projection July 2003# <u>10</u> Exhibit D - Projection August 2003# <u>11</u> Exhibit D - Projection September 2003# <u>12</u> Exhibit D - Projection October 2003# <u>13</u> Exhibit D - Projection November 2003# <u>14</u> Exhibit D - Projection December 2003)(Glick, Larry) (Entered: 09/20/2002)
09/26/2002	145	Statement of Undisputed Facts <i>Pursuant to Local Bankruptcy Rule 7056-1 (a)</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Affidavit of Service)(Jacobs, Fran) (Entered: 09/26/2002)
10/01/2002	147	Second Amended Plan filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Frankel, Mark) (Entered: 10/01/2002)
10/01/2002	148	Second Amended Plan <i>Redlined to Show Changes</i> filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Frankel, Mark) (Entered: 10/01/2002)
10/01/2002	149	Third Amended Disclosure Statement filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> July 2002 Operating Report)(Frankel, Mark) (Entered: 10/01/2002)
10/01/2002	150	Third Amended Disclosure Statement <i>Redlined to Show Changes</i> filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Frankel, Mark) (Entered: 10/01/2002)
10/09/2002	155	Third Amended Plan Of Reorganization Jointly Proposed By Best Payphones, Inc. And Michael Chaite filed by Larry Ivan Glick on behalf of Michael Chaite. (Glick, Larry) (Entered: 10/09/2002)
10/09/2002	156	Third Amended Disclosure Statement For Third

		<i>Amended Plan Of Reorganization Jointly Proposed By Best Payphones, Inc. And Michael Chaite</i> (related document(s) <u>155</u> filed by Larry Ivan Glick on behalf of Michael Chaite. (Attachments: # <u>1</u> Exhibit B - July 2002 Operating Report# <u>2</u> Exhibit C - Sources and Uses of Funds# <u>3</u> Exhibit D - January 2003 Projection# <u>4</u> Exhibit D - February 2003 Projection# <u>5</u> Exhibit D - March 2003 Projection# <u>6</u> Exhibit D - April 2003 Projection# <u>7</u> Exhibit D - May 2003 Projection# <u>8</u> Exhibit D - June 2003 Projection# <u>9</u> Exhibit D - July 2003 Projection# <u>10</u> Exhibit D - August 2003 Projection# <u>11</u> Exhibit D - September 2003 Projection# <u>12</u> Exhibit D - October 2003 Projection# <u>13</u> Exhibit D - November 2003 Projection# <u>14</u> Exhibit D - December 2003 Projection)(Glick, Larry) (Entered: 10/09/2002)
10/10/2002	157	Objection to Disclosure Statement <i>Third Amended Disclosure Plan of MetTel</i> (related document(s) <u>149</u>) filed by Mayne Miller on behalf of Best Payphones, Inc.. with hearing to be held on 10/10/2002 at 10:00 AM at Courtroom 723(SMB) (Miller, Mayne) (Entered: 10/10/2002)
10/12/2002	158	Declaration <i>Reply to Opposition deemed Motion for Summary Judgment</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. with hearing to be held on 10/31/2002 at 10:00 AM at Courtroom 723(SMB) (Attachments: # <u>1</u> Exhibit Counter-Statement Pursuant to Local Rule 7056) (Miller, Mayne) (Entered: 10/12/2002)
10/12/2002	159	Memorandum of Law <i>in Opposition to Deemed Motion for Summary Judgment by Creditor MetTel</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 10/12/2002)
10/15/2002	160	Order signed on 10/11/2002 (A)Approving Debtor's Third Amended Disclosure Statement, (B) Scheduling Hearing on Conformation of The Debtor's Third Amended Plan (related document(s) <u>155</u> , <u>156</u>) with hearing to be held on 12/3/2002 at 10:00 AM at Courtroom 723(SMB), (C) Fixing Time for Filing Objections to Confirmation to Plan. Objection must be filed on or before November 26, 2002. (Gadson, Carol) (Entered: 10/15/2002)
10/17/2002	162	Third Chapter 11 Plan filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Frankel, Mark) (Entered: 10/17/2002)
10/17/2002	163	Fourth Amended Disclosure Statement filed by Mark A. Frankel on behalf of Manhattan Telecommunications

		Corporation. (Frankel, Mark) (Entered: 10/17/2002)
10/17/2002	164	Third Amended Plan <i>Redlined</i> filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Frankel, Mark) (Entered: 10/17/2002)
10/17/2002	165	Fourth Amended Disclosure Statement <i>Redlined</i> filed by Mark A. Frankel on behalf of Manhattan Telecommunications Corporation. (Frankel, Mark) (Entered: 10/17/2002)
10/18/2002	166	Declaration - <i>Reply in Support of Motion for Summary Judgment</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/18/2002)
10/18/2002	167	Declaration - <i>Reply of David Aronow in Further Support of Motion For Summary Judgment</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B) (Jacobs, Fran) (Entered: 10/18/2002)
10/18/2002	168	Memorandum of Law - <i>Reply in Further Support of Motion for Summary Judgment</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/18/2002)
	175	Order signed on 11/6/2002 Approving Disclosure Statement, Setting Hearing On Confirmation Of Plan Of Reorganization And Fixing Time to File Ballots And/Or Objections To The Plan (related document(s) <u>165</u>). (Gadson, Carol) (Entered: 11/08/2002)
11/26/2002	182	Objection to Confirmation of Amended Plan <i>Objection By Michael Chaite To Confirmation Of Third Amended Plan of Reorganization Of Manhattan Telecommunications Corporation</i> (related document(s) <u>162</u>) filed by Larry Ivan Glick on behalf of Michael Chaite. (Glick, Larry) (Entered: 11/26/2002)
11/26/2002	186	Letter addressed to The Honorable Stuart M. Bernstein RE: <i>The Appellant Division affirming the grant of Summary Judgment against Best Payphones, Inc. and in favor of Manhattan Telecommunication Corporation</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Gadson, Carol) (Entered: 11/27/2002)
11/27/2002	185	Objection to Confirmation of Plan <i>Debtor's Memorandum of Law</i> (related document(s) <u>184</u>) filed by Mayne Miller on behalf of Best Payphones, Inc.. with hearing to be held on 12/3/2002 at 10:00 AM at Courtroom 723(SMB) (Miller, Mayne) (Entered: 11/27/2002)
12/10/2002	200	Joint Motion to Sell Free and Clear of Liens And

		<i>Assume And Assign Executory Contracts and/or Leases</i> filed by Larry Ivan Glick on behalf of Michael Chaite. with hearing to be held on 12/31/2002 at 10:00 AM at Courtroom 723(SMB) Responses due by 12/27/2002, (Attachments: # <u>1</u> Exhibit Sale Agreement pp. 1-9# <u>2</u> Exhibit A (cont.) Sale Agreement pp. 10-18# <u>3</u> Exhibit A (cont.)- Ex. A1 pp. 1-9# <u>4</u> Exhibit A (cont.) - Ex. A1 pp.10-18# <u>5</u> Exhibit A (cont.) Ex. A2# <u>6</u> Notice of Motion (Creditors)# <u>7</u> Notice of Motion (Site Lessees)) (Glick, Larry) (Entered: 12/10/2002)
12/12/2002	204	Memorandum Decision signed on 12/11/2002 Granting In Part And Denying In Part Motion For Partial Summary Judgment By Manhattan Telecommunications Corporation RE: MetTel is entitled to summary judgment allowing its claim in the principal amount of \$306,906.72, plus interest on each component of its allowed claim, computed in accordance with applicable state law up to the petition date. In addition, MetTel is entitled to summary judgment declaring the Debtor's liability for certain attorneys' fees and expenses discussed below, but those amounts must be liquidated in future proceedings. The Motion for summary judgment is otherwise denied (related document(s) <u>122</u>). (Gadson, Carol) (Entered: 12/12/2002)
12/26/2002	219	Order signed on 12/26/2002 Confirming Third Amended Chapter 11 Plan (related document(s) <u>155</u>). (Gadson, Carol) (Entered: 12/26/2002)
12/26/2002	220	Post Confirmation Order and Notice signed on 12/26/2002. (Gadson, Carol) (Entered: 12/26/2002)
12/26/2002	221	Letter <i>addressed to the Honorable Stuart M. Bernstein</i> <i>RE: Escrow Account</i> filed by Larry Ivan Glick on behalf of Michael Chaite. (Gadson, Carol) (Entered: 12/26/2002)
12/26/2002	222	Letter <i>addressed to the Honorable Stuart M. Bernstein</i> <i>RE: Proposed Confirmation Order and Notice</i> filed by Larry Ivan Glick on behalf of Michael Chaite. (Gadson, Carol) (Entered: 12/26/2002)
12/30/2002	226	Letter <i>addressed to the Honorable Stuart M. Bernstein</i> <i>RE: Interest due to MetTel for telephone service under</i> <i>the agreement between Natelco and Best PayPhones,</i> <i>Inc.</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Gadson, Carol) (Entered: 12/31/2002)
12/31/2002	224	Order signed on 12/30/2002 Granting in part and Denying in part Motion of Manhattan Telecommunications Corporation For Summary

		Judgment (related document(s) <u>122</u>) (Gadson, Carol) (Entered: 12/31/2002)
01/09/2003	230	Motion to Reconsider FRCP 60 or FRBP 3008 <i>Order Disposing of Motion for Summary Judgment</i> (related document(s) <u>87</u>) filed by Mayne Miller on behalf of Best Payphones, Inc.. with hearing to be held on 2/6/2003 at 10:00 AM at Courtroom 723(SMB) (Miller, Mayne) (Entered: 01/09/2003)
01/10/2003	231	Motion to Reconsider FRCP 60 or FRBP 3008 <i>Declaration of Charles H. Ryans, Jr. in Support of Motion for reconsideration of Order Disposing of motion for Summary Judgment</i> (related document(s) <u>230</u>) filed by Mayne Miller on behalf of Best Payphones, Inc.. with hearing to be held on 2/6/2003 at 10:00 AM at Courtroom 723(SMB) (Miller, Mayne) (Entered: 01/10/2003)
01/10/2003	232	Motion to Reconsider FRCP 60 or FRBP 3008 <i>Memorandum of Law in Support of Motion to Reconsider</i> (related document(s) <u>230</u>) filed by Mayne Miller on behalf of Best Payphones, Inc.. with hearing to be held on 2/6/2003 at 10:00 AM at Courtroom 723(SMB) (Miller, Mayne) (Entered: 01/10/2003)
01/11/2003	234	Supplemental Motion to Reconsider FRCP 60 or FRBP 3008 <i>Declaration of Michael Chaite</i> (related document(s) <u>230</u>) filed by Mayne Miller on behalf of Best Payphones, Inc.. with hearing to be held on 2/6/2003 at 10:00 AM at Courtroom 723(SMB) (Attachments: # <u>1</u> Exhibit Tariff excerpt) (Miller, Mayne) (Entered: 01/11/2003)
01/13/2003	239	Conventional Filing of <i>Transcript of Hearing Held on December 3, 2002 RE: Confirmation filed by Debtor and Michael Chaite, Confirmation filed by MetTel Plan</i> filed by Doyle Reporting, Inc.. (Gadson, Carol) (Entered: 01/16/2003)
02/03/2003	245	Opposition <i>Affidavit</i> (related to motions(s) <u>230</u>) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Memorandum in Opposition to Debtor's Motion for Reconsideration# <u>4</u> Affidavit of Service) (Jacobs, Fran) (Entered: 02/03/2003)
02/06/2003	248	Declaration <i>in Reply to Opposing Affidavit</i> (related document(s) <u>245</u>) filed by Mayne Miller on behalf of Best Payphones, Inc.. (Gadson, Carol) (Entered: 02/14/2003)
02/27/2003	251	Memorandum of Law <i>Concerning Judicial Error Under Rule 60(b)(1)</i> filed by Fran M. Jacobs on behalf of

		Manhattan Telecommunications Corporation. (Attachments: # 1 Affidavit of Service) (Jacobs, Fran) (Entered: 02/27/2003)
03/10/2003	255	Memorandum Decision signed on 3/10/2003 Denying Motion to Reconsider Order Granting In Part and Denying in Part Motion for Summary Judgment Made by Manhattan Telecommunications Corporation. (Related Doc # 230) (Related Doc # 234)(Bush, Brent) (Entered: 03/10/2003)
03/24/2003	258	Order signed on 3/24/2003 Denying Motion of Debtor Best Payphones, Inc. For Reconsideration of Order Granting in Part And Denying In Part Motion Of Manhattan Telecommunications Corporation For Partial Summary Judgment (related document(s) 230). (Gadson, Carol) (Entered: 03/24/2003)
9/12/2002	263	<i>Transcript of Hearing Held on March 27, 2002 RE: Status Conference</i> filed by Doyle Reporting, Inc.. (Gadson, Carol) (Entered: 04/23/2003)
07/09/2003	274	<i>Transcript of Hearing Held on August 20, 2002 Re: Hrg re Disclosure Statement</i> filed by Doyle Reporting, Inc.. (Gadson, Carol) (Entered: 07/29/2003)
07/14/2003	278	<i>Transcript of Hearing Held on October 16, 2002 RE: Adj. From: 10/31/02 (5) Hrg re: Disclosure statement filed by Manhattan Telecommunications Corporation</i> filed by Doyle Reporting, Inc.. (Gadson, Carol) (Entered: 08/11/2003)
07/14/2003	279	<i>Transcript of Hearing Held on October 10, 2002 RE: Adj From: 09/26/02 (3) HEARING re Disclosure Statement filed by Manhattan Telecommunications Corporation; Adj. From: 10/10/02 (3) HEARING re Objection to Proof of Claim Filed by NYC Department of Finance Adj. to 11/06 at 10- filed by Doyle Reporting, Inc..</i> (Gadson, Carol) (Entered: 08/11/2003)
10/02/2003	286	<i>Transcript of Hearing Held on December 3, 2002 at 11:00 a.m. RE: Hearing re: Confirmation filed by Debtor and Michael Chaite; Confirmation filed of MetTel Plan</i> filed by Veritext LLC. (Gadson, Carol) (Entered: 10/28/2003)
01/07/2004	298	Motion for Summary Judgment <i>Rejecting a Portion of Claim Filed by Manhattan Telecommunications Corp.</i> filed by Larry Ivan Glick on behalf of Best Payphones, Inc.. with hearing to be held on 1/20/2004 (check with court for location) (Attachments: # 1 Statement Pursuant to Local Bankruptcy Rule 7056-1(a) # 2 Declaration of Michael Chaite # 3 Memorandum of Law # 4 Affidavit of Service) (Glick, Larry) (Entered:

		01/07/2004)
10/02/2003	299	Transcript of Hearing Held on July 24, 2003 RE: Motion of City of New York for Absentee. Objection to Proof of Claim filed by NYC Department of Finance. Objection to Proof of Claim by Verizon. Court's Order to Show Cause Why a Trustee or Representative of the Debtor should not be appointed to manage and prosecute the Debtor's Litigations filed by Doyle Reporting, Inc.. (Gadson, Carol) (Entered: 01/08/2004)
01/08/2004	300	Notice of Electronic Filing of <u>Corrected Form of Declaration of Michael Chaite In Support of Motion for Summary Judgment</u> (related document(s) <u>298</u>) filed by Larry Ivan Glick on behalf of Best Payphones, Inc.. (Glick, Larry) (Entered: 01/08/2004)
02/09/2004	302	Declaration <u>In Opposition to Debtor's Motion For Summary Judgment</u> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>(6)</u> Exhibit F# <u>7</u> Exhibit G# <u>8</u> Exhibit H# <u>9</u> Exhibit I) (Jacobs, Fran) (Entered: 02/09/2004)
02/09/2004	303	Statement <u>Pursuant to Local Bankruptcy Rule 7056-1 (b)</u> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Memorandum of Manhattan Telecommunications Corporation in Opposition to Debtor's Motion For Summary Judgment# <u>2</u> Affidavit of Service) (Jacobs, Fran) (Entered: 02/09/2004)
03/18/2004	312	Reply to Motion <u>Reply Declaration of Michael Chaite in Further Support of Debtor's Motion for Summary Judgment (MetTel Claim)</u> (related document(s) <u>298</u>) filed by Larry Ivan Glick on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Affidavit of Service (1)# <u>4</u> Affidavit of Service (2)) (Glick, Larry) (Entered: 03/18/2004)
03/18/2004	313	Reply Memorandum of Law <u>on Motion to Reject Portion of Claim (MetTel Claim)</u> (related document(s) <u>298</u>) filed by Larry Ivan Glick on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Affidavit of Service (1)# <u>2</u> Affidavit of Service (2)) (Glick, Larry) (Entered: 03/18/2004)
05/03/2004	315	Declaration <u>In Connection With Issue of Notice And Opportunity To Cure</u> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Memorandum of Manhattan Telecommunications

		Corporation on the Issue of Notice and an Opportunity to Cure Pursuant to Paragraph 7 of the Natelco Agreement) (Jacobs, Fran) (Entered: 05/03/2004)
05/03/2004	317	Memorandum of Law <i>Supplemental Memorandum of Law Regarding Anticipatory Repudiation</i> filed by Larry Ivan Glick on behalf of Best Payphones, Inc.. (Glick, Larry) (Entered: 05/03/2004)
05/21/2004	320	Order signed on 5/21/2004 Denying Motion for Summary Judgment Partially Rejecting Claim of Manhattan Telecommunications (Related Doc # 298). (Gadson, Carol) (Entered: 05/21/2004)
06/01/2004	321	Motion for Leave to Appeal filed by Larry Ivan Glick on behalf of Best Payphones, Inc.. (Attachments: # 1 Exhibit A - Order# 2 Exhibit B - Transcript# 3 Exhibit C - Payphone Services Agreement# 4 Exhibit D - Notice of Disconnection# 5 Certificate of Service)(Glick, Larry) (Entered: 06/01/2004)
06/10/2004	326	Affidavit <i>In Opposition to Motion for Leave to Appeal</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Exhibit A# 2 Exhibit A part 2# 3 Exhibit B# 4 Memorandum of Manhattan Telecommunications Corporation in Opposition to Debtor's Motion for Leave to Appeal# 5 Affidavit of Service) (Jacobs, Fran) (Entered: 06/10/2004)
08/04/2004	341	Transcript of <i>Hearing Held on 9/ 26/ 2002 RE: Hearing re Disclosure Statement filed by Manhattan Telecommunications Corporation; Hearing re Disclosure Statement filed by Debtor and Michael Chaite; Hearing re Interim Fee Application of Mayne Miller, Esq.</i> filed by Veritext LLC. (Gadson, Carol) (Entered: 11/16/2004)
08/04/2004	342	Transcript of <i>Hearing Held on September 12, 2002 re: Disclosure Statements - Manhattan Telecommunications Corp. and Debtor and Michael Chaite; Request for Confidentiality; Objection to Proofs of Claim</i> filed by Veritext LLC. (Gadson, Carol) (Entered: 11/16/2004)
11/23/2004	344	Letter filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E# 6 Exhibit F# 7 Exhibit G)(Jacobs, Fran) (Entered: 11/23/2004)
12/28/2004	356	Order signed on 12/28/2004 concerning Application Of Manhattan Telecommunications Corporation for a determination of the amount due on it Claim for

		attorney's fees. ORDERED that all discovery shall be completed no later than February 21, 2005 and that a conference concerning MetTel's application for a hearing to determine the damages due from Debtor as attorneys' fees and expenses shall to be held on 2/25/2005 at 10:00 AM at Courtroom 723(SMB). (Gadson, Carol) (Entered: 12/28/2004)
12/30/2004	357	Letter filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Pleading Notice of Motion for Partial Summary Judgment# 2 Exhibit # 3 Exhibit # 4 Exhibit # 5 Exhibit # 6 Exhibit # 7 Exhibit # 8 Exhibit # 9 Exhibit # 10 Exhibit # 11 Exhibit # 12 Exhibit)(Jacobs, Fran) (Entered: 12/30/2004)
12/30/2004	358	Statement of Undisputed Facts filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 12/30/2004)
12/30/2004	359	Memorandum of Law filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 12/30/2004)
01/04/2004	361	Motion for Summary Judgment filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 01/04/2005)
01/21/2005	371	<i>Transcript of Hearing Held on May 11, 2004 RE: Adj. From: 3/25/04 (3) Hrg. Re motion for summary judgment partially rejected portion of claim filed by Manhattan Telecommunication Corp.</i> filed by Hudson Reporting & Video, Inc.. (Gadson, Carol) (Entered: 02/17/2005)
02/08/2005	367	<i>Declaration of Michael Chaite in Opposition to Motion for Summary Judgment Filed by Manhattan Telecommunications Corp.</i> (related document(s) 361) filed by Larry Ivan Glick on behalf of Best Payphones, Inc.. with hearing to be held on 2/15/2005 at 10:00 AM at Courtroom 723(SMB) (Attachments: # 1 Exhibit A# 2 Memorandum of Law# 3 Statement of Material Facts) (Glick, Larry) (Entered: 02/08/2005)
1/21/2005	372	<i>Transcript of Hearing Held on March 25, 2004 @ 11:17 a.m.</i> (related document(s) 333) filed by Hudson Reporting & Video, Inc.. (Gadson, Carol) (Entered: 02/18/2005)
02/18/2005	373	<i>Reply to Motion for partial summary judgment</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Exhibit # 2 Exhibit # 3 Exhibit # 4 Exhibit # 5 Exhibit) (Jacobs, Fran) (Entered: 02/18/2005)

02/18/2005	374	Reply Memorandum of Law <i>in support of motion for partial summary judgment</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 02/18/2005)
02/22/2005	376	Objection to Motion <i>Debtor's Objection to Application of Manhattan Telecommunications Corporation for Attorneys' Fees and Expenses</i> filed by Larry Ivan Glick on behalf of Best Payphones, Inc.. with hearing to be held on 2/25/2005 at 10:00 AM at Courtroom 723(SMB) (Attachments: # <u>1</u> Exhibit A - Referee's Decision# <u>2</u> Certificate of Service) (Glick, Larry) (Entered: 02/22/2005)
03/22/2005	388	Order signed on 3/21/2005 Denying Motion for Partial Summary Judgment filed by Manhattan Telecommunication Corporation (Related Doc # <u>361</u>). (Gadson, Carol) (Entered: 03/22/2005)
03/25/2005	389	Memorandum of Law <i>In Response to Debtor's Objections To Damage Award</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 03/25/2005)
03/25/2005	390	Declaration <i>In Response To Debtor's Objections To Damage Award</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C) (Jacobs, Fran) (Entered: 03/25/2005)
03/25/2005	391	Affidavit <i>In Response To Debtor's Objections To Damage Award</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B & C) (Jacobs, Fran) (Entered: 03/25/2005)
05/02/2005	419	Transcript of <i>Hearing Held on June 16, 2004</i> filed by Hudson Reporting & Video, Inc.. (Gadson, Carol) (Entered: 07/25/2005)
05/02/2005	420	Transcript of <i>Hearing Held on September 9, 2004</i> filed by Hudson Reporting & Video, Inc.. (Gadson, Carol) (Entered: 07/25/2005)
05/03/2005	402	Order signed on 5/2/2005 awarding Legal Fees and Expenses to Manhattan Telecommunications Corporation for Legal Fees and Expenses. (Gadson, Carol) (Entered: 05/03/2005)
2/22/2006	475	Letter filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G)(Jacobs, Fran) (Entered: 02/22/2006)
3/08/2006	476	Letter to Hon. Stuart M. Bernstein in response to letter

		<i>from Fran Jacobs, Esq. dated February 22, 2006 filed by Charles H. Ryans on behalf of Best Payphones, Inc. (Attachments: # 1 Attachment #1)(Ryans, Charles)</i> (Entered: 03/08/2006)
3/13/2006	479	Affidavit of Service <i>Nancy Menna</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 03/13/2006)
3/15/2006	481	Letter to <i>Hon. Stuart M Bernstein</i> dated 3/15/06 re response to Proposed Settlement Order submitted by <i>Fran Jacobs, Esq.</i> filed by Charles H. Ryans on behalf of Best Payphones, Inc. (Ryans, Charles) (Entered: 03/15/2006)
3/16/2006	482	Letter addressed to Judge Bernstein regarding Amended Notice of Settlement of the proposed order concerning discovery filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: #1 Attachment #2 Exhibit A) (Jacobs, Fran) (Entered: 03/16/2006)
3/21/2006	483	Order signed on 3/21/2006 Concerning Completion of Discovery. (Parks, Maria) (Entered: 03/21/2006)
3/22/2006	484	Letter to <i>Hon. Stuart M. Bernstein</i> dated 3/22/06 with Notice and Proposed Counterorder Concerning Completion of Discovery for the Claim of MetTel filed by Charles H. Ryans on behalf of Best Payphones, Inc. (Attachments: # 1 Notice and Proposed Counterorder) (Ryans, Charles) (Entered: 03/22/2006)
3/24/2006	485	Order signed on 3/23/2006 Concerning Completion of Discovery with hearing to be held on 6/13/2006 at 10:00 AM at Courtroom 723(SMB) (Parks, Maria) (Entered: 03/24/2006)
4/14/2006	488	Letter to <i>Hon. Stuart M. Bernstein</i> re Objection to MetTel's Proof of Claim and Discovery filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 04/14/2006)
4/21/2006	491	Affidavit Concerning Document Production filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 04/21/2006)
5/16/2006	492	Letter request for an order of preclusion filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Exhibit a# 2 Exhibit b# 3 Exhibit c# 4 Exhibit d# 5 Exhibit e# 6 Exhibit f# 7 Exhibit g# (8) Exhibit h# 9 Exhibit i# 10 Exhibit j# 11 Exhibit k)(Jacobs, Fran) (Entered: 05/16/2006)
5/18/2006	493	Letter to <i>Hon. Stuart M. Bernstein</i> dated May 18, 2006 in response to letter of <i>Fran Jacobs, Esq.</i> dated May 16,

		<i>2006 (with attachment sent to Chambers) filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 05/18/2006)</i>
06/01/2006	500	<i>Letter to Hon. Stuart M. Bernstein re proposed counter-order to MetTel's proposed order submitted by Fran Jacobs, Esq. filed by Charles H. Ryans on behalf of Best Payphones, Inc. (Ryans, Charles) (Entered: 06/01/2006)</i>
6/01/2006	501	<i>Notice of Counter-Proposed Order to the proposed order of MetTel's counsel Fran Jacobs, Esq. filed by Charles H. Ryans on behalf of Best Payphones, Inc. (Ryans, Charles) (Entered: 06/01/2006)</i>
6/02/2006	502	<i>Second Order signed on 6/2/06 Re: Completion of Discovery. A Conference shall be held on 6/27/2006 at 10:00 A.M. at Courtroom 723(SMB). (Philbert, Gemma) Modified on 6/2/2006 (Philbert, Gemma). (Entered: 06/02/2006)</i>
6/12/2006	503	<i>Letter to Hon. Stuart M. Bernstein re identity of third-party vendor to extract information from Verizon's billing records to Manhattan Telecommunications, Inc. dated 6/12/06 filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # 1 Letter from Fran Jacobs, Esq. dated 4/25/06)(Ryans, Charles) (Entered: 06/12/2006)</i>
6/27/2006	505	<i>Letter to Hon. Stuart M. Bernstein re request for a discovery conference filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # 1 Exhibit #1# 2 Exhibit #2# 3 Exhibit #3# 4 Exhibit #4)(Ryans, Charles) (Entered: 06/27/2006)</i>
7/14/2006	506	<i>Motion to Quash A Subpoena And For Other Relief's filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Attachment# 2 Exhibit A# 3 Exhibit B# 4 Exhibit C# 5 Exhibit D# 6 Exhibit E# 7 Exhibit F# 8 Exhibit G) (Jacobs, Fran) (Entered: 07/14/2006)</i>
7/14/2006	507	<i>Memorandum of Law in Support of Its Motion to Quash the Subpoena Served on the New York State Public Service Commission and to Preclude Debtor From Using Documents Produced In Response To The Subpoena filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 07/14/2006)</i>
7/20/2006	510	<i>Letter addressed to Judge Bernstein filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Attachment)(Jacobs, Fran) (Entered: 07/20/2006)</i>

7/20/2006	511	Letter to Hon. Stuart M. Bernstein in response to letter from Fran Jacobs, Esq. dated 7/20/06 filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 07/20/2006)
7/25/2006	512	Notice of Settlement of an Order filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Proposed Order# <u>2</u> Affidavit of Service)(Jacobs, Fran) (Entered: 07/25/2006)
7/28/2006	513	Affidavit of Service of Notice of Deposition of the New York State Public Service Commission filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 08/09/2006)
8/10/2006	516	Letter to Hon. Stuart M. Bernstein re Pre-Motion Conference Request filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 08/10/2006)
8/10/2006	517	Letter to Hon. Stuart M. Bernstein re Request for a Discovery Conference filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Attachment #1# <u>2</u> Attachment #2)(Ryans, Charles) (Entered: 08/10/2006)
8/10/2006	518	Affidavit In Opposition to the Order Concerning Non-Party Discovery (related document(s) <u>514</u>) filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Ryans, Charles) (Entered: 08/10/2006)
8/10/2006	519	Notice of Settlement of an Order filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Proposed Third Order Concerning the Completion of Discovery# <u>2</u> Affidavit of Service)(Jacobs, Fran) (Entered: 08/10/2006)
8/15/2006	529	Letter to Hon. Stuart M. Bernstein re Proposed Counter-Order to Proposed Third Discovery Order filed by Fran Jacobs, Esq. filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Proposed Counter-order# <u>2</u> Discovery Order dated 6/2/02)(Ryans, Charles) (Entered: 08/15/2006)
8/17/2006	540	Third Order signed on 8/16/2006 Concerning the Completion of Discovery. (Parks, Maria) (Entered: 08/17/2006)
8/18/2006	541	Letter to Hon. Stuart M. Bernstein re supplement to letter dated August 9, 2006 filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> NATELCO Agreement)(Ryans, Charles) (Entered: 08/18/2006)

8/21/2006	542	Objection to <i>MetTel's Proof of Claim</i> No. 8 filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 08/21/2006)
08/21/2006	543	Memorandum of Law <i>On Motion To Amend Objection To MetTel's Proof Of Claim</i> filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 08/21/2006)
08/22/2006	544	Letter filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Jacobs, Fran) (Entered: 08/22/2006)
08/28/2006	546	Letter to <i>Hon. Stuart M. Bernstein re Discovery Conference</i> filed by Charles H. Ryans on behalf of Best Payphones, Inc. (Ryans, Charles) (Entered: 08/28/2006)
8/28/2006	547	Letter filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Jacobs, Fran) (Entered: 08/28/2006)
8/29/2006	548	Letter to <i>Hon. Stuart M. Bernstein supplementing Best's letters to the Court dated June 27, 2006 and August 10, 2006</i> filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Attachment #1# <u>2</u> Attachment #2# <u>3</u> Attachment #2a# <u>4</u> Attachment #3# <u>5</u> Attachment #4# <u>6</u> Attachment #5)(Ryans, Charles) (Entered: 08/29/2006)
9/1/2006	550	Motion to Vacate <i>Paragraph 4 of Dec. 30, 2002 order</i> filed by Joseph P. Garland on behalf of Best Payphones, Inc. with hearing to be held on 9/12/2006 at 10:00 AM at Courtroom 723(SMB) (Garland, Joseph) (Entered: 09/01/2006)
9/1/2006	551	Motion to Vacate <i>Declaration of Michael Chaite</i> (related document(s) <u>550</u>) filed by Joseph P. Garland on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Exhibit 1 to Chaite Declaration# <u>2</u> Exhibit 2 to Chaite Declaration# <u>3</u> Exhibit 3 to Chaite Declaration# <u>4</u> Exhibit 4 to Chaite Declaration# <u>5</u> Exhibit 5 to Chaite Declaration# <u>6</u> Exhibit 6 to Chaite Declaration) (Garland, Joseph) (Entered: 09/01/2006)
9/1/2006	552	Memorandum of Law <i>In Support of Motion to Vacate Paragraph 4 of Dec. 30, 2002 Order</i> (related document(s) <u>550</u>) filed by Joseph P. Garland on behalf of Best Payphones, Inc.. (Garland, Joseph) (Entered: 09/01/2006)
9/1/2006	553	Motion to Amend <i>Objection to Proof of Claim</i> No. 8 filed by Mayne Miller on behalf of Best Payphones, Inc.. with hearing to be held on 9/12/2006 at 10:00 AM

		at Courtroom 723(SMB) (Attachments: # <u>1</u> Supplement Memorandum of Law# <u>2</u> Exhibit 1--NaTelCo contract# <u>3</u> Exhibit 2--FCC Order granting MetTel's waiver# <u>4</u> Exhibit 3--Bankruptcy Court Order assigning NaTelCo contracts# <u>5</u> Exhibit 4--Asset Purchase Agreement) (Miller, Mayne) (Entered: 09/01/2006)
9/18/2006	559	Motion for Summary Judgment filed by Joseph P. Garland on behalf of Best Payphones, Inc. with hearing to be held on 10/17/2006 at 10:00 AM at Courtroom 723(SMB) (Garland, Joseph) (Entered: 09/18/2006)
9/18/2006	560	Motion for Summary Judgment <i>Declaration of Michael Chaite with Exhibits</i> (related document(s) <u>559</u>) filed by Joseph P. Garland on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Exhibit 11 Chaite Declaration# <u>2</u> Exhibit 12 Chaite Declaration# <u>3</u> Exhibit 13 Chaite Declaration# <u>4</u> Exhibit 14 Chaite Declaration# <u>5</u> Exhibit 15 Chaite Declaration# <u>6</u> Exhibit 16 Chaite Declaration# <u>7</u> Exhibit 17 Chaite Declaration# <u>8</u> Exhibit 18 Chaite Declaration# <u>9</u> Exhibit 19 Chaite Declaration) (Garland, Joseph) (Entered: 09/18/2006)
9/18/2006	561	Motion for Summary Judgment <i>Statement Pursuant to Local Rule 7056-1(b)</i> (related document(s) <u>559</u>) filed by Joseph P. Garland on behalf of Best Payphones, Inc. (Garland, Joseph) (Entered: 09/18/2006)
9/18/2006	562	Motion for Summary Judgment <i>Memorandum of Law in Support</i> (related document(s) <u>559</u>) filed by Joseph P. Garland on behalf of Best Payphones, Inc.. (Garland, Joseph) (Entered: 09/18/2006)
9/22/2006	564	Affidavit <i>Concerning Discount Offers</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 09/22/2006)
9/27/2006	565	Letter to Hon. Stuart M. Bernstein regarding Motion to Amend Its Objection to the Proof of Claim of Manhattan Telecommunications Corporation filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Motion to Amend and Amended Objection to Proof of Claim# <u>2</u> Redlined version of Amended Objection to Proof of Claim)(Ryans, Charles) (Entered: 09/27/2006)
9/27/2006	566	Memorandum of Law on Motion to Amend Objection to Proof of Claim of Manhattan Telecommunications Corporation filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 09/27/2006)
9/29/2006	567	Letter addressed to Judge Bernstein filed by Fran M. Jacobs on behalf of Manhattan Telecommunications

		Corporation. (Jacobs, Fran) (Entered: 09/29/2006)
10/2/2006	568	Letter to Hon. Stuart M. Bernstein in response to letter by Fran Jacobs, Esq. dated September 29, 2006 filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Attachment)(Ryans, Charles) (Entered: 10/02/2006)
10/6/2006	571	Opposition Brief To Debtor's Motions And In Support of Cross-Motion filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/06/2006)
10/6/2006	572	Motion for Summary Judgment filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Attachment# <u>2</u> Exhibit 1# <u>3</u> Exhibit 2# <u>4</u> Exhibit 3# <u>5</u> Exhibit 4# <u>6</u> Exhibit 5# <u>7</u> Exhibit 6# <u>8</u> Exhibit 7# <u>9</u> Exhibit 8# <u>10</u> Exhibit 9) (Jacobs, Fran) (Entered: 10/06/2006)
10/06/2006	573	Declaration of Burton S. Weston filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A) (Jacobs, Fran) (Entered: 10/06/2006)
10/6/2006	574	Declaration of Fran M. Jacobs In Opposition to Motion And In Support Of Cross-Motion filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8# <u>9</u> Exhibit 9# <u>10</u> Exhibit 10# <u>11</u> Exhibit 11) (Jacobs, Fran) (Entered: 10/06/2006)
10/06/2006	575	Statement Of Material Disputed Facts Pursuant to Local Bankruptcy Rule 7056-1(c) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/06/2006)
10/06/2006	576	Statement Pursuant To Local Bankruptcy Rule 7056-1(b) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/06/2006)
10/9/2006	577	Opposition Brief To Debtor's Motions And In Support Of Cross-Motion (Amended Copy) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/09/2006)
10/11/2006	578	Letter to Hon Stuart M. Bernstein regarding motion for summary judgment by Manhattan Telecommunications Corporation filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 10/11/2006)
10/18/2006	581	Reply to Motion to Vacate and for Summary Judgment (related document(s)550, 559) filed by Joseph P.

		Garland on behalf of Best Payphones, Inc.. (Garland, Joseph) (Entered: 10/18/2006)
10/19/2006	582	Reply Memorandum of Law <i>in Support of Motion to Amend Objection to Proof of Claim No. 8</i> (related document(s) 553) filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 10/19/2006)
11/7/2006	588	Letter filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 11/07/2006)
11/7/2006	589	Letter <i>to Hon. Stuart M. Bernstein in response to the letter of Fran Jacobs, Esq. dated 11/7/06</i> filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 11/07/2006)
11/8/2006	590	Letter <i>to Hon. Stuart M. Bernstein re Debtor's proposed Counter-Order</i> filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # 1 Debtor's proposed Counterorder)(Ryans, Charles) (Entered: 11/08/2006)
11/8/2006	591	Objection <i>(Debtor's Amended Objection to Manhattan Telecommunication Corporation's Proof of Claim)</i> filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 11/08/2006)
11/13/2006	592	Letter <i>to Hon. Stuart M. Bernstein re response to letter of Fran Jacobs, Esq. dated November 9, 2006</i> filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 11/13/2006)
11/13/2006	593	Letter filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 11/13/2006)
11/14/2006	594	Order signed on 11/14/2006 Determining Debtor's Motions (1)To Vacate Paragraph 4 of the December 30, 2002 Order; (2) For Summary Judgment Dismissing The Claim of Manhattan Telecommunications Corporation For Damages Under The Natelco Agreement Dated December 8, 2000; And (3)For Leave To Amend Its Objections To Manhattan Telecommunications Corporation's Proof Of Claim (related document(s) 586). (Gadson, Carol) (Entered: 11/14/2006)
11/27/2006	600	Motion to Reconsider FRCP 60 or FRBP 3008 <i>(ORDER TO SHOW CAUSE TO GRANT RECONSIDERATION OF ORDER)</i> filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 11/27/2006)
11/28/2006	601	Motion to Reconsider FRCP 60 or FRBP 3008 <i>Debtor's</i>

		<i>Memorandum of Law</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 11/28/2006)
11/29/2006	604	(THIS IS A DUPLICATE ENTRY OF DOCUMENT NO. 603) Memorandum Endorsed Order signed on 11/29/2006: "The Court declines to sign this Order to Show Cause, which would have the effect of staying the trial on MetTel's claim for lost profits. The legal arguments directed at that claim were either made and considered at the earlier hearing or not made. In any event, they can be made, in post-trial briefing, after the lost profits trial. These arguments relating to the withdrawal of the migration claims are not the subject of the upcoming trial. The Debtor can proceed by ordinary motion. Accordingly, the trial on the lost profits claim will proceed on December 4, 2006." SMB (Gist, Marion) (related document(s) 602) (Gist, Marion) Modified on 11/29/2006 (Bush, Brent) (Entered: 11/29/2006)
12/7/2006	606	Letter to Hon. Stuart M. Bernstein re response to letter of Fran Jacobs, Esq. dated November 13, 2006 filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 12/07/2006)
12/7/2006	607	Motion to Reconsider FRCP 60 or FRBP 3008 (<i>Motion for Reconsideration of Order Entered 11/14/06 with Declaration</i>) filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Attachments: # 1 Attachment # 1 # 2 Attachment # 2 # 3 Attachment # 3 # 4 Exhibit # 4 # 5 Attachment # 5 # 6 Attachment # 6 # 7 Attachment # 7 # 8 Attachment # 8 # 9 Attachment # 9 # 10 Attachment # 10 # 11 Attachment # 11) (Ryans, Charles) (Entered: 12/07/2006)
12/7/2006	608	Memorandum of Law <i>On Reconsideration of Order To Show Cause To Dismiss Setoffs in Objection To Proof of Claim #8</i> filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 12/07/2006)
12/11/2006	609	Amended Motion to Reconsider FRCP 60 or FRBP 3008 (<i>Amended Motion for Reconsideration of Order Entered 11/14/06-refer to Document 607 for Declaration with exhibits</i>) filed by Charles H. Ryans on behalf of Best Payphones, Inc.. (Ryans, Charles) (Entered: 12/11/2006)
12/18/2006	611	Letter to Judge Bernstein filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 12/18/2006)

12/18/2006	612	<i>Opposition To Debtor's Motion For Reconsideration</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 12/18/2006)
12/18/2006	613	Affidavit of Service filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 12/18/2006)
12/18/2006	614	Affidavit <i>In Opposition To Debtor's Motion For Reconsideration</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E) (Jacobs, Fran) (Entered: 12/18/2006)
12/19/2006	621	Transcript of <i>Hearing Held on November 1, 2006 Re: Motion to Amend Objection; Debtor's Motion for Summary Judgment; Motion to Vacate December 2002 Order</i> filed by TypeWrite Word Processing Service. (Harris, Kendra) (Entered: 12/26/2006)
1/04/2007	627	Findings of Fact and Conclusions of Law (<i>proposed</i>) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 01/04/2007)
12/20/2006	616	Letter to <i>CJ Bernstein re Deposition designations</i> filed by Joseph P. Garland on behalf of best payphones, Inc.. (Garland, Joseph) (Entered: 12/20/2006)
12/20/2006	630	Transcript of <i>Hearing Held on 12/4/06 (Trial Re: Debtor's Motion for Summary Judgment "Lost Profits Claim")</i> filed by Veritext LLC. (Richards, Beverly) (Entered: 01/09/2007)
12/20/2006	631	Transcript of <i>Hearing Held 12/13/06 Re: Trial Regarding MetTel (Lost Profits)</i> filed by Veritext LLC. (Richards, Beverly) (Entered: 01/09/2007)
12/20/2006	632	Transcript of <i>Hearing Held on 12/16/06 (Trial Re: Debtor's Motion for Summary Judgment)</i> filed by Veritext LLC. (Richards, Beverly) (Entered: 01/09/2006)
12/21/2006	617	Letter <i>addressed to Judge Bernstein</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 12/21/2006)
12/28/2006	624	Reply to Motion for Reconsideration (related document(s) <u>609</u>) filed by Mayne Miller on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Exhibit A: Order 2002# <u>2</u> Exhibit B: Excerpt from Deposition# <u>3</u> Exhibit C: Motion in State Court# (4) Appendix Memorandum of law) (Miller, Mayne) (Entered: 12/28/2006)

01/03/2007	626	Memorandum of law Supplemental in Reply (related document(s) 607) filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 01/03/2007)
01/04/2007	627	Findings of Fact and Conclusions of Law (<i>proposed</i>) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 01/04/2007)
01/10/2007	634	Letter <i>Addressed to Judge Bernstein</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 01/10/2007)
01/29/2007	638	Response to Motion <i>Proposed Findings of Fact and Conclusions of law</i> filed by Joseph P. Garland on behalf of best payphones, Inc.. (Attachments: # 1 Exhibit to findings of fact# 2 Exhibit to findings of fact# 3 Exhibit to findings of fact# 4 Exhibit to findings of fact# 5 Exhibit to findings of fact# 6 Exhibit to findings of fact) Garland, Joseph) (Entered: 01/29/2007)
01/30/2007	639	Response to Motion <i>Corrected Proposed Findings and Conclusions</i> filed by Joseph P. Garland on behalf of best Payphones, Inc.. (Attachments: # 1 Appendix A to Best's Proposed Findings# 2 Appendix B to Best's Proposed Findings# 3 Appendix C to Best's proposed Findings# 4 Appendix D to Best's proposed Findings# 5 Appendix E to best's Proposed Findings# 6 Appendix to Best's Proposed Findings) (Garland, Joseph) (Entered: 01/30/2007)
02/13/2007	641	Findings of Fact and Conclusions of Law <i>Of Debtor Best Payphones, Inc. (REPLY)</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Attachment) (Jacobs, Fran) (Entered: 02/13/2007)
02/14/2007	642	Letter and <i>certified copy of the signed version of MetTel's Emergency Petition for Limited Waiver, dated April 5, 2001.</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 02/14/2007)
02/16/2007	643	Letter <i>addressed to Judge Bernstein regarding typographical errors discovered on pages 2, 7, 18, 20, 23, 37, 41, 43 and 44 of the Reply to Best's Proposed Findings of Fact and Conclusion of law</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Attachment) (Jacobs, Fran) (Entered: 02/16/2007)
04/27/2007	649	Findings of Fact and Conclusions of law <i>Reply of Claimant Manhattan Telecommunications Corporation</i>

		(DUPLICATE COPY OF DOCUMENT #641) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 04/27/2007)
05/09/2007	650	Post-Trial Findings of Fact and Conclusions of law signed on 5/8/2007. (Parks, Maria) (Entered: 05/09/2007)
05/10/2007	651	Notice of Settlement of an Order <i>Judgment</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Judgment# <u>2</u> Post-Trial Findings of Fact and Conclusions of law - 1# <u>3</u> Post Trial findings of facts and conclusions of law -2# <u>4</u> Post-trial Findings of fact and conclusions of law -3) (Jacobs, Fran) (Entered: 05/10/2007)
05/17/2007	653	Judgment signed on 5/17/2007. JUDGMENT INDEX NUMBER BC 07.0067 (Rouzeau, Anatin) (Entered: 05/18/2007)
05/29/2007	654	Notice of Appeal of <i>Judgment on MetTel claim</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 05/29/2007)
06/04/2007	656	Letter filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 06/04/2007)
06/04/2007	657	Letter <i>in response to letter of F. Jacobs</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 06/04/2007)
06/08/2007	659	Statement of Issues <i>on appeal of allowance of MetTel's proof of claim</i> filed by Mayne Miller on behalf of best Payphones, Inc.. (Miller, Mayne) (Entered: 06/08/2007)
06/08/2007	660	Designation of Contents (appellant). Record on Appeal of Judgment allowing MetTel's Proof of Claim filed by Mayne Miller on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Exhibit Attachment 1# <u>2</u> Exhibit Attachment 2# <u>3</u> Exhibit Attachment 3) (Miller, Mayne) (Entered: 06/08/2007)
06/08/2007	661	Designation of Contents (appellant). <i>Supplemental explanation</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 06/08/2007)
06/11/2007	662	Designation of Contents (appellant). <i>Supplemental itemization</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 06/11/2007)
06/19/2007	663	Notice of Settlement of an Order by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Proposed Order# <u>2</u> Affidavit of Service) (Jacobs, Fran) (Entered: 06/19/2007)

06/25/2007	664	Letter filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Exhibit A# 2 Exhibit B) (Jacobs, Fran) (Entered: 06/25/2007)
07/02/2007	666	Letter <i>regarding trial of counterclaim to MetTel claim</i> filed by Mayne Miller on behalf of best Payphones, Inc.. (Miller, Mayne) (Entered: 07/02/2007)
07/03/2007	667	Letter <i>in response to July 2, 2007 letter fro Mayne Miller</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C) (Jacobs, Fran) (Entered: 07/03/2007)
9/12/2007	696	Findings of Fact and Conclusions of Law <i>concerning Debtor's Discount Setoff</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Affidavit of Service)(Jacobs, Fran) (Entered: 09/12/2007)
07/23/2007	702	Transcript of <i>Hearing Held on 3/1/05 at 11:29 a.m. Re: Motion for Summary Judgment</i> filed by Deborah Huntsman, Court Reporter. (Richards, beverly0 (Entered: 07/23/2007)
9/21/2007	703	Transcript / <i>Corrected Transcript of Hearing Held on 8/22/07 at 10:01 A.M. Re: Trial re: Debtor and Verizon - Remand Claims</i> (related document(s) 695) filed by Deborah Huntsman, Court Reporter. (Richards, Beverly) (Entered: 09/21/2007)
08/02/2007	682	Letter <i>concerning the trial of the discount issue</i> filed by Fran M Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 08/02/2007)
09/27/2007	707	Findings of Fact and Conclusions of Law <i>Reply Memorandum of Law, Objection to MetTel Proof of Claim</i> filed by Mayne Miller on behalf of best Payphones, Inc.. (Miller, Mayne) (Entered: 09/27/2007)
09/27/2007	708	Findings of Fact and Conclusions of Law <i>Corrected Reply memorandum of Law on Trial of Discount Offer</i> Filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Maybe) (Entered: 09/27/2007)
9/27/2007	709	Findings of Fact and Conclusions of Law <i>Proposed Findings of Fact</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 09/27/2007)
10/9/2007	715	Letter to <i>Judge Bernstein</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/03/2007)

10/09/2007	716	Opposition Brief <i>To Motion By Mayne Miller For Leave To Withdraw</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/09/2007)
10/09/2007	717	Affidavit <i>In Opposition To Motion For Leave to Withdraw</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/09/2007)
10/09/2007	718	Affidavit filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/09/2007)
10/09/2007	719	Letter <i>RE: Motion to Withdraw as Attorney filed by Mayne Miller on behalf of Best Payphones, Inc.</i> (related document(s) 704) filed by Michael Chaite. (Rodriguez, Maria) (Entered: 10/09/2007)
10/16/2007	723	Transcript/ <i>Corrected Transcript of Hearing held on 8/7/07 at 11:10 am Re: Debtor's Discount Claim for a Set-Off Against MetTel</i> (related document(s) 684) filed by Deborah Huntsman, Court Reported. (Richards, Beverly) (Entered: 10/16/2007)
10/17/2007	724	Post-Trial Findings of Fact and Conclusions of law signed on 10/17/2007. (related document(s) 456) (Parks, Maria) (Entered: 10/17/2007)
10/19/2007	726	Motion for Summary Judgment filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Cover Letter# 2 Statement of Material Undisputed Facts# 3 Affidavit of Service) (Jacobs, Fran) (Entered: 10/19/2007)
10/19/2007	727	Declaration <i>in Support of Motion for partial Summary Judgment</i> (related document(s) 726) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Exhibit A-1# 2 Exhibit A-2# 3 Exhibit A-3# 4 Exhibit B-1# 5 Exhibit B-2# 6 Exhibit C-1# 7 Exhibit C-2# 8 Exhibit C-3# 9 Exhibit C-4# 10 Exhibit D# 11 Exhibit E-1# 12 Exhibit E-2) (Jacobs, Fran) (Entered: 10/19/2007)
10/19/2007	728	Memorandum of law <i>in Support of Its Motion for Summary Judgment</i> (related document(s) 726) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 10/24/2007)
10/25/2007	730	Post- Trial Findings of Fact and Conclusion of law signed on 10/25/2007 Regarding Discount offer. (Parks, Maria) (Entered: 10/25/2007)
11/05/2007	733	Order signed on 11/5/2007 Denying Setoff with Prejudice. (related document(s) 730) (Parks, Maria)

		(Entered: 11/05/2007)
11/07/2007	736	Letter <i>in response to Mayne Millers November 6, 2007 letter</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 11/07/2007)
11/08/2007	737	Letter <i>in response to Fran Jacobs, attorney for MetTel</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 11/08/2007)
11/11/2007	740	Response to <i>Statement of Material Undisputed Facts</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 11/11/2007)
11/12/2007	741	Memorandum of law <i>on Response to Statement of material Undisputed Facts</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 11/12/2007)
11/12/2007	742	Memorandum of law <i>regarding Submission on Summary Judgment motion by MetTel, with Tables of Contents and Authorities</i> filed by Mayne Miller on behalf of Best Payphones, Inc.. (Miller, Mayne) (Entered: 11/12/2007)
11/14/2007	743	Reply to Motion filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Exhibit F# <u>2</u> Exhibit G# <u>3</u> Exhibit H# <u>4</u> Exhibit I# <u>5</u> Exhibit J# <u>6</u> Exhibit K# <u>7</u> Exhibit L# <u>8</u> Exhibit M) (Jacobs, Fran) (Entered: 11/14/2007)
11/14/2007	744	Reply to Motion filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 11/14/2007)
11/26/2007	750	Order signed on 11/21/2007 (A) Determining Motions by (1) Manhattan Telecommunications Corporation d/b/a MetTel for Summary Judgment Dismissing Setoffs C and E of Best's Amended Objection to MetTel's Proof of Claim and (2) Mayne Miller to be Relieved as Counsel and (B) Scheduling Setoff for Trial. (Parks, Maria) (Entered: 11/26/2007)
02/14/2008	766	Stipulation <i>and Order with Respect to Setoffs</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 02/14/2008)
2/14/2008	768	So Ordered Stipulation and Order With Respect to Setoffs signed on 02/14/2008. (Parks, Maria) (Entered: 02/14/2008)
03/20/2008	777	Final Judgment signed on 3/19/2008. JUDGMENT INDEX NUMBER BC 08.0083 (Rouzeau, Anatin) (Entered: 03/20/2008)

03/31/2008	778	Notice of Appeal <i>from Final Judgment</i> filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Gilmer, George) (Entered: 03/31/2008)
03/31/2008	779	Letter by <i>Jessica D. Lubarsky, Law Clerk to the Honorable Chief Judge Stuart M. Bernstein addressed to Michael Chaite RE: Rule 3008-1 and Rule 9023-1</i> filed by Clerk's Office of the United States Bankruptcy Court. (Gadson, Carol) (Entered: 03/31/2008)
03/31/2008	780	Motion for Reargument FRCP 59 <i>of Final Judgment</i> filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Gilmer, George) (Entered: 03/31/2008)
03/31/2008	781	Motion for Reargument FRCP 59 <i>Memorandum of Law</i> filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Gilmer, George) (Entered: 03/31/2008)
04/14/2008	785	Cross motion for Sanctions filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # <u>1</u> Declaration in Support# <u>2</u> Exhibit A# <u>3</u> Exhibit B# <u>4</u> Exhibit C# <u>5</u> Exhibit D# <u>6</u> Exhibit E# <u>7</u> Exhibit F# <u>8</u> Exhibit G# <u>9</u> Exhibit H# <u>10</u> Exhibit I# <u>11</u> Exhibit I-1# <u>12</u> Exhibit J# <u>13</u> Exhibit K# <u>14</u> Cover Letter) (Jacobs, Fran) (Entered: 04/14/2008)
04/14/2008	786	Memorandum of Law <i>of Claimant in Opposition to the Motion of Best Payphones, Inc. for Reconsideration and in Support of Claimant's Cross-Motion for Sanctions</i> filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Jacobs, Fran) (Entered: 04/14/2008)
04/21/2008	792	Response <i>(REPLY OF DEBTOR BEST PAYPHONES, INC TO METTEL'S OPPOSITION TO THE MOTION TO REARGUE OF BEST)</i> filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Attachments: #1 Notice of Motion to Strike# 2 Memorandum of law# 3 Declaration) (Gilmer, George) (Entered: 04/21/2008)
04/21/2008	793	Motion to Strike <i>(NOTICE OF MOTION TO STRIKE METTEL'S OPPOSITION AND CROSS-MOTION FOR SANCTIONS)</i> filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Gilmer, George) (Entered: 04/21/2008)
04/22/2008	794	Memorandum of Law <i>In Support Of Best's Motion To Strike MetTel's Opposition and Cross-Motion for Sanctions</i> filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Gilmer, George) (Entered: 04/22/2008)

04/22/2008	795	Declaration of <i>George M. Gilmer</i> filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Gilmer, George) (Entered: 04/22/2008)
05/05/2008	796	Affidavit in <i>Opposition to Motion to Strike</i> (related document(s) 793) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E# (6) Exhibit F# 7 Exhibit G# 8 Exhibit H) (Jacobs, Fran) (Entered: 05/05/2008)
05/05/2008	797	Memorandum of law in <i>Opposition to the Motion to Strike and for Sanctions</i> (related document(s) 793) filed by Fran M. Jacobs on behalf of Manhattan Telecommunications Corporation. (Attachments: #1 Affidavit of Service) (Jacobs, Fran) (Entered: 05/05/2008)
05/14/2008	798	Motion to Strike <i>Reply to Opposition</i> (related document(s) 793) filed by George M. Gilmer on behalf of Best Payphones, inc.. with hearing to be held on 5/15/2008 at 10:00 AM at Courtroom 723(SMB) (Gilmer, George) (Entered: 05/14/2008)
07/03/2008	810	Written opinion: Memorandum Decision and order signed on 7/3/2008 Denying Motion for Reargument. (related documents(s) 780 , 781) (Lopez, Mary) (Entered: 07/03/2008)
7/14/2008	818	Amended Notice of Appeal from <i>Final Judgment</i> (related document(s) 778 , 777 , 810) filed by Debra J. Guzov on behalf of Best Payphones, Inc.. Appellant Designation due by 7/24/2008, (Guzov, Debra) (Entered: 07/14/2008)
7/23/2008	820	Order signed on 7/23/2008 Extending Debtor's Time to File and Serve a Designation of the Items to be Included in the Record on Appeal and a Statement of the Issues to be Presented on Appeal. (related document(s) 819) (Parks, Maria) (Entered: 07/23/2008)
7/24/2008	821	Statement <i>Order Form re: Transcripts</i> (related document(s) 818) filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Attachments: # 1 Exhibit Confirmation of Order for Transcripts) (Gilmer, George) (Entered: 07/24/2008)
7/25/2008	822	Statement <i>MetTel Trial Exhibits</i> (related document(s) 818) filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Attachments: # 1 Exhibit # 2 Exhibit 2 MetTel Calculation of Damages# 3 Exhibit 3 MetTel/NATelCo Asset Purchase Agreement# 4 Exhibit 4 Motion to Sell Contracts# 5 Exhibit 5 Order Establishing Bidding# 6 Exhibit 6 Notice of Sale of

		Contracts# <u>7</u> Exhibit 7 Cert. of Ser. Concerning Publication# <u>8</u> Exhibit 8 Cert. of Ser. Parties# <u>9</u> Exhibit 9 Amendment to Asset Purchase Agreement# <u>10</u> Exhibit 10 Bill of Sale# <u>11</u> Exhibit 11 NATElCo/Best Agreement 12-8-00# <u>12</u> Exhibit 12 Advanced Request and Certificate# <u>13</u> Exhibit 14 Declarations of Best Payphones, Inc.# <u>14</u> Exhibit 15 Transcript of April 25, 2001 Hearing# <u>15</u> Exhibit 18 MetTel Petition to FCC# <u>16</u> Exhibit 19 FCC Order Granting Petition# <u>17</u> Exhibit 20 Joint Petition to PSC# <u>18</u> Exhibit 21 PSC Order Granting Petition# <u>19</u> Exhibit 22 MetTel Bill to Best 4-1-01# <u>20</u> Exhibit 23 Notice of Disconnection to Best# <u>21</u> Exhibit 24 Section of MetTel Tariff# <u>22</u> Exhibit 31 Verizon 900 Tariff# <u>23</u> Exhibit 32 Order in In re Telecom 5-16-01# <u>24</u> Exhibit 35 Verizon 901 Tariff Pages# <u>25</u> Exhibit 36 Verizon 901 Tariff Pages) (Gilmer, George) (Entered: 07/25/2008)
7/25/2008	823	Statement <i>Debtor's Trial Exhibits</i> (related document(s) <u>818</u>) filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Exhibit F Trans. of Phone Conv. 12-13-00# <u>2</u> Exhibit G Disconnect Notice 12-4-00# <u>3</u> Exhibit H NATElCo Auth. Letter# <u>4</u> Exhibit I Letters to PSC and MetTel# <u>5</u> Exhibit J MetTel Letter to Best# <u>6</u> Exhibit K Best Letters to MetTel and PSC# <u>7</u> Exhibit L Letters from NATElCo and to the psc# <u>8</u> Exhibit S Best/NATElCo Agreement 11-18-98# <u>9</u> Exhibit X Letters from NYC to Best# <u>10</u> Exhibit Y Best/NYNEX Agreement# <u>11</u> Exhibit E-1 Interim Registry of Best# <u>12</u> Exhibit S-1 NATElCo and MetTel Tariffs# <u>13</u> Exhibit Z-1 Declaration of David Aronow 9-9-02 (for exhibits to this Declaration see doc. no. 122)# <u>14</u> Exhibit Y-2 Carrier Bill) (Gilmer, George) (Entered: 07/25/2008)
7/25/2008	824	Statement <i>Additional MetTel Exhibits (25 and 33)</i> (related document(s) <u>818</u>) filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Exhibit 25 Best/Bridgecom Agreement 5-15-01# <u>2</u> Exhibit 33 Memo Endorsed 01-cv-6210) (Gilmer, George) (Entered: 07/25/2008)
7/25/2008	825	Statement <i>Additional MetTel Exhibits (42 and 43)</i> (related document(s) <u>818</u>) filed by George M. Gilmer on behalf of Best Payphones, Inc.. (Attachments: # <u>1</u> Exhibit 42 MetTel Letter to FCC 4-4-01# <u>2</u> Exhibit 43 Joint Proposed Plan of Reorganization) (Gilmer, George) (Entered: 07/25/2008)

Dated: New York, New York
July 25, 2008

GUZOV OFSINK, LLC

By: /s/ Debra J. Guzov
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